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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: August 24, 2005 Name: Richard E. Stanley, Jr.

Signature: 

BRINKS
HOFFER
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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Darin G. Schaeffer et al.

Appln. No.: 10/815,115

Filed: March 31, 2004

For: PARTIALLY BIODEGRADABLE STENT

Attorney Docket No: 8627-331 (PA-5502-RFB)

Examiner: HO, Uyen T.

Art Unit: 3731

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Supplemental Information Disclosure Statement and PTO Form 1449 (3p) in dupl. and copies of cited Refs. x4
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

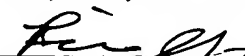
					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Aug. 24, 2005
Date


Richard E. Stanley, Jr. (Reg. No. 45,662)

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

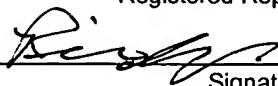


on August 24, 2005

Date of Deposit

Richard E. Stanley, Jr., Reg. No. 45,662

Name of applicant, assignee or
Registered Representative


Signature

August 24, 2005

Date of Signature

Case No. 8627/331 (PA-5502-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Darin G. Schaeffer et al.

Appln. No.: 10/815,115

Filed: March 31, 2004

For: PARTIALLY BIODEGRADABLE
STENT

Attorney Docket No: 8627-331 (PA-5502-RFB)

Examiner: Uyen T. HO

Art Unit: 3731

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicant hereby cites the following reference(s):

U.S. DOCUMENTS

Patent No.	Date Published	Inventor/Assignee
US2002/0151964 A1	10/17/01	Smith et al.

FOREIGN DOCUMENTS

Foreign Patent	Date Published	Patentee/Applicant/Assignee
WO 00/62708	10/26/00	PCT
WO 2004/045474 A1	06/03/04	PCT
WO 2004/052237 A2	06/24/04	PCT

Other Art – Non-Patent Literature Documents

Copy of International Search Report from corresponding PCT Application No. PCT/US2005/005568, dated 6/29/2005, 9 pages.


Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R §1.98(a)(3). Applicant respectfully requests the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

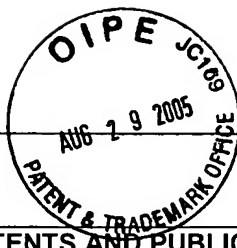
Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

Aug. 24, 2005
Date



Richard E. Stanley, Jr.
(Reg. No.45,662)



FORM PTO-1449	SERIAL NO. 10/815,115	CASE NO. 8627-331 (PA-5502-RFB)
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE March 31, 2004	GROUP ART UNIT 3731
APPLICANT(S): Darin G. Schaeffer, et al.		

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	B1	US 2002/0151964 A1	10/17/02	Smith et al.	623/1.16	6/02

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	B2	WO 00/62708	10/26/00	PCT		
	B3	WO 2004/045474 A1	06/03/04	PCT		
	B4	WO 2004/052237 A2	06/24/04	PCT		

OTHER ART – NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIAL	(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	
	B5	Copy of International Search Report from corresponding PCT Application No. PCT/US2005/005568, dated 6/29/2005, 9 pages.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.